

05-25-01

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**UTILITY PATENT APPLICATION TRANSMITTAL**  
 (for Noncontinuing, Nonprovisional  
 Applications under 37 C.F.R. §1.53(b))

Attorney Docket No. 71049

11048 U.S. PTO  
 05/24/01  
 JC997 U.S. PTO  
 09/865109  
 05/24/01

Box PATENT APPLICATION  
 Commissioner of Patents and Trademarks  
 ATTENTION: Assistant Commissioner  
 for Patents  
 Washington, D.C. 20231

Sir:

Transmitted herewith for filing  
 under 37 C.F.R. §1.53(b) is the  
 nonprovisional, noncontinuing  
 patent application for:

Title: An Apparatus for the Application  
 of Bone Cement and a Cannula for Such an  
 Apparatus

First Named Inventor or  
 Application Identifier: Heinrich Pajunk

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"Express Mail" Mailing Label Number

EL 821496128 US

Date of Deposit May 24, 2001

I hereby certify that this paper or fee is being  
 deposited with the United States Postal Service  
 "Express Mail Post Office to Addressee" Service  
 under 37 CFR §1.10 on the date indicated above and  
 is addressed to the Commissioner of Patents and  
 Trademarks, Washington, D.C. 20231.

JOHNNY HAYNES

(Typed or printed name of person mailing)

Johnny Haynes

(Signature of person mailing)

- (X) 24 pages of the specification (including claims) are enclosed.
- (X) 5 sheet(s) of drawings are enclosed. (X) Formal ( ) Informal
- ( ) An executed Oath or Declaration and Power of Attorney naming the actual inventors is enclosed.
- (X) The names of persons believed to be the actual inventors are set forth in the enclosed unexecuted Oath or Declaration and Power of Attorney (§1.41(a) and §1.53(b)).
- ( ) An Assignment(s) of the invention to \_\_\_\_\_, and cover sheet are enclosed.
- ( ) A check in the amount of \$\_\_\_\_\_ to cover the fee for recording the assignment(s) is enclosed.
- ( ) A 37 C.F.R. §3.73(b) Statement is enclosed (where an Assignee seeks to take action in a matter before the Patent Office).
- (X) An Information Disclosure Statement is enclosed.
- (X) A Form PTO-1449 is enclosed.
- (X) Five (5) References (copies) listed on the Form PTO-1449 are enclosed.
- (X) A Return Receipt Postcard is enclosed (MPEP §503).

(X) Priority of application numbers 100 25 898.0 filed on May 25, 2000 in Germany and 100 64 202.0 filed on December 22, 2000 in Germany is claimed under 35 U.S.C. §119.

(X) A certified copy of each priority document is enclosed.

( ) A MicroFiche Computer Program (Appendix) is enclosed.

( ) A Nucleotide and/or Amino Acid Sequence Submission is enclosed.

( ) A Computer Readable Copy is enclosed.

( ) A Paper Copy (Identical to Computer Copy) is enclosed.

( ) A Statement Verifying Identity of above Copies is enclosed.

(X) The filing fee is calculated below:

Fee Calculation For Claims As Filed

(a) Basic Fee		\$ 710.00
(b) Independent Claims	<u>2</u> - 3 = <u>      </u> x \$ 80.00 = \$ <u>      </u> .00	
(c) Total Claims	<u>30</u> - 20 = <u>10</u> x \$ 18.00 = \$ <u>180.00</u>	
(d) Fee for Multiply Dependent Claims	\$270.00	\$ <u>      </u> .00
	Total Filing Fee	\$ <u>890.00</u>

(X) Small Entity Status is claimed herewith, thereby reducing the Filing Fee by half to: \$ 445.00

(X) A check in the amount of \$ 445.00 to cover the filing fee is enclosed.

( ) Charge \$            to Deposit Account No. 06-1135.

( ) The payment of the Filing Fee is to be deferred until the Declaration is filed. Do not charge our Deposit Account.

(X) A separate written request under 37 C.F.R. §1.136(a)(3), which is a general authorization to treat any concurrent or future reply requiring a petition for an extension of time under 37 C.F.R. §1.136(a) for its timely submission as incorporating a petition for an extension of time for the appropriate length of time, is enclosed.

(X) The Commissioner is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1135. This sheet is filed in triplicate.

09855109 052401

( ) Also enclosed:

(X) Address all future communications to Customer Number 22242.



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May 24, 2001  
(Date)

*Kenneth H. Samples*  
Kenneth H. Samples  
Registration No. 25,747

PATENT

Attorney Docket No. 71049

Date: May 24, 2001

Commissioner of Patents and Trademarks  
ATTENTION: Assistant Commissioner  
for Patents  
Washington, D.C. 20231



Applicant(s): Heinrich Pajunk et al.

) CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Application No.: not yet known

) "Express Mail" Mailing Label Number

Filed: concurrently herewith

) EL 821496128 US

Title: An Apparatus for the Application  
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) Trademarks, Washington, D.C. 20231.

Group Art Unit: N/A

) JOHNNY HAYNES

Examiner: N/A

) (Typed or printed name of person mailing)

) Johnny Haynes  
) (Signature of person mailing)

**GENERAL AUTHORIZATION FOR PETITION FOR  
EXTENSION OF TIME UNDER 37 C.F.R. §1.136(a) (3)**

Applicant(s) hereby request under 37 C.F.R. §1.136(a) (3) by this general authorization that any concurrent or future reply submitted by Applicant(s) to the U.S. Patent and Trademark Office for the above-identified patent application requiring a petition for an extension of time under §1.136(a) for its timely submission be treated as incorporating therein a petition for an extension of time for the appropriate length of time.

If Applicant(s) do not timely pay for any extension fee(s) pursuant to 37 C.F.R. §1.136(a) which may become due for this application under 37 C.F.R. §1.17 by check, the Commissioner is hereby authorized to charge such fee(s), and any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135.

May 24, 2001  
(Date)

Kenneth H. Samples  
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Registration No. 25,747

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